

Message Text

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46

ACTION AF-18

INFO OCT-01 EUR-25 ADP-00 CPR-02 PPT-02 SCA-01 M-03 A-01

SY-10 OPR-02 VO-03 IO-12 PM-09 NSC-10 SS-15 RSC-01

L-03 CIAE-00 DODE-00 INR-10 NSAE-00 PA-03 USIA-12

PRS-01 RSR-01 /145 W

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P 070953 Z MAY 73

FM AMEMBASSY TRIPOLI

TO SECSTATE WASHDC PRIORITY 0029

INFO AMEMBASSY PARIS PRIORITY

AMEMBASSY TUNIS PRIORITY

USMISSION NATO PRIORITY

AMEMBASSY VALLETTA PRIORITY

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E. O. 11652: N/A

TAGS: PFOR CPAS LY US

SUBJECT: PASSPORTS: PROTEST TO MFA PROTOCOL DIRECTOR

REF: TRIPOLI 0583 AND 0585

1. WHILE REFTELS OUTLINE DENIAL OF ENTRY TO COUNTRYMAN FOR THIRD TIME, ON MAY 6, FULLER REPORT FOLLOWING BY SEPTEL WILL SHOW EQUALLY DISTURBING CASE OF MISTREATMENT OF ADCM MARTHINSEN. BRIEFLY, HE WAS PHYSICALLY FORCED ON BOARD SAME PLANE COUNTRYMAN REQUIRED TO TAKE AND THREATENED WITH EXPULSION THEN AND THERE " FOR CAUSING SO MUCH TROUBLE". ABOUT COUNTRYMAN'S DENIAL OF ENTRY.

2. AT 10:45 MAY 7, CHARGE CALLED ABU SHAQUR, CHIEF OF PROTOCOL, TO REGISTER PROTEST AND MAKE DEMARCHE. CHARGE FIRST PROTESTED IN STRONGEST TERMS DISCRIMINATION BETWEEN TREATMENT OF FRENCH AND AMERICAN DIPLOMATS. SECONDLY, HE PROTESTED ALSO IN STRONGEST TERMS THE

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MANHANDLING AND THREATENED EXPULSION OF ADCM MARTHINSEN.

THIRDLY, HE PROTESTED THAT BOTH OF THESE INCIDENTS WERE CLEARLY HINDRANCES IMPOSED BY THE HOST GOVERNMENT AGAINST THIS MISSION, CONTRARY TO THE LETTER AND SPIRIT OF INTERNATIONAL LAW AS EMBODIED IN THE VIENNA CONVENTION. FINALLY, HE PROTESTED STRONGLY AT THE FAILURE OF THE MINISTRY TO TAKE EFFECTIVE ACTION FOR COUNTRYMAN'S ENTRY DESPITE THE FACT THAT IT HAD BEEN NOTIFIED BOTH BEFORE AND AFTER THE DENIAL OF ENTRY TO HIM.

4. ABU SHAQUR SAID THAT HE WAS ONLY PARTLY AWARE OF THE FACTS IN THESE CASES, THAT THE MATTER HAD BEEN IN THE HANDS OF 'ISA BA' BA, AND THAT HE WOULD ASK BA' BA TO CONVEY HIS REPLY TO THE CHARGE. THE CHARGE SAID THAT, IN THAT CASE, HE SHOULD TELL 'ISA BABA THAT THE CHARGE WAS REQUESTING THE FOLLOWING:

A) AN EXPLANATION OF BOTH OBJECTIONABLE ACTIONS AT TIA MAY 6.

B) AN EXPRESSION OF THE LARG ATTITUDE TO THESE REGRETTABLE EVENTS.

C) AN ASSURANCE THAT THEY WOULD NOT BE REPEATED.

D) AN ARRANGEMENT FOR COUNTRYMAN TO ENTER LIBYA -- IN THE FORM OF AN INSTRUCTION TO THE IMMIGRATION AUTHORITIES, COPY TO THE EMBASSY.

E) IF BA' BA WAS NOT ABLE TO ARRANGE THIS, THE CHARGE WAS SERVING NOTICE NOW THAT HE WISHED TO CALL ON EITHER THE CHAIRMAN OF THE RCC OR THE PRIME MINISTER, AS AN URGENT MATTER.

4. CHARGE ALSO HAS APPOINTMENT TODAY WITH DEAN OF DPL CORPS, THE SAUDI ARABIAN AMBASSADOR, TO INFORM HIM OF EVENTS OF MAY 6 AND OF THE ABOVE. UNDERSTAND FROM UK AMB THAT THE SAUDI IS NOW CONCERNED ABOUT VISA/ ENTRY PROBLEMS FOR DIPLOMATS HERE AND IS GATHERING MATERIAL FOR A DEMARCHE.

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